

26

Magistrate Docket No.

'08 MJ 0957

COMPLAINT FOR VIOLATION OF:

Title 8, U.S.C., Section 1326

Deported Alien Found in the United States

~~YAH~~ DEPUTY


SIGNATURE

James Trombley
Senior Patrol Agent

William McCurine, Jr

William McCurine, Jr.
UNITED STATES MAGISTRATE JUDGE

CONTINUATION OF COMPLAINT:
Jorge SEPULVEDA-Uribe

PROBABLE CAUSE STATEMENT

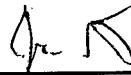
On Thursday, March 27, 2008, Border Patrol Agent E. Pepe was performing his assigned duties near Boulevard, California. Boulevard is located approximately 20 miles east of the Tecate, California Port of Entry and approximately four miles north of the United States/Mexico International Border.

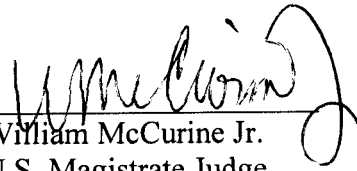
At approximately 7:20 a.m., Agent Pepe responded to an area known as "Calexico Lodge" to assist Border Patrol Agent C. Salorio who had been following the footprints of a group of suspected illegal aliens. Agent Salorio showed Agent Pepe where the footprints crossed Old Highway 80, approximately 100 yards east of mile marker 27. Old Highway 80 is located approximately four miles north of the United States/Mexico International Border.


Agent Pepe began to follow the footprints north of Old Highway 80 into Calexico Lodge. At approximately 7:45 a.m., Agent Pepe found with 14 individuals attempting to conceal themselves underneath some bushes. Agent Pepe identified himself as a United States Border Patrol Agent and questioned each of the individuals concerning their citizenship. All fourteen, including one individual later identified as the defendant **Jorge SEPULVEDA-Uribe**, freely admitted that they were citizens of Mexico not in possession of any immigration documents that would allow them to enter or remain in the United States. Agent Pepe placed all 14 of the individuals under arrest and transported them to the Boulevard Border Patrol Station for processing.

Routine record checks of the defendant revealed a criminal and immigration history. The defendant's record was determined by a comparison of his criminal record and the defendant's current fingerprint card. Official immigration records of the Department of Homeland Security revealed the defendant was previously deported to **Mexico** on **September 24, 2007** through **Calexico, California**. These same records show that the defendant has not applied for permission from the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, to return to the United States after being removed.

The defendant was advised of his Miranda rights. The defendant stated that he understood his rights and was willing to answer questions without an attorney present. The defendant admitted that he is a citizen and national of Mexico illegally present in the United States. The defendant further admitted that he had been previously deported from the United States and has not applied or requested permission to re-enter the United States legally. The defendant stated he was going to Los Angeles, California.


James Trombley
Senior Patrol Agent


William McCurine Jr.
U.S. Magistrate Judge


Date/Time